

Rev. 3/19

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

Maurice Anthony Brown - 359167
Plaintiff's full name and prisoner number

Plaintiff,

v.

Case No. 2:22-cv-00828-LK-JRC
(leave blank - for court staff only)

James Key, Super, of AHCC

MGR - McIntyre, of AHCC

Dean Mason - Super, of WCC

Defendant's/defendants' full name(s)

See Attached

Defendant(s).

PRISONER CIVIL RIGHTS
COMPLAINT

Jury Demand?

☒ Yes
☐ No

(If you cannot fit all of the defendants' names in the space provided, please write "see attached" in the space above and attach additional sheets of paper, as necessary, with the full list of names. The names listed here must be identical to those in Section II. Do not include addresses here. **Individuals whose names are not included in this section will not be considered defendants in this action.**)

WARNINGS

1. Do not use this form if you are challenging the validity of your criminal conviction or your criminal sentence. If you are challenging your conviction or sentence, or if you are seeking restoration of good-time credits that would shorten your sentence, you must file a Petition for Writ of Habeas Corpus. If you use this form to challenge your conviction or sentence, you risk having your claim dismissed. Separate forms are available for filing a habeas petition.
2. Under the Prison Litigation Reform Act ("PLRA"), you are required to exhaust all remedies in your institution's grievance system that are available to you before filing suit. This generally means that you must file a grievance and, if it is denied, appeal it through all available levels of review. Your case may be dismissed if you fail to exhaust administrative remedies, unless the administrative grievance process was not "available" to you within the meaning of the PLRA. You are not required to plead or show that you have exhausted your claim in this complaint.

3. Please review your complaint carefully before filing. If your case is dismissed, it may affect your ability to file future civil actions while incarcerated without prepaying the full filing fee. Under the PLRA, a prisoner who has had three or more civil actions or appeals dismissed as frivolous, malicious, or for failure to state a claim cannot file a new action without first paying the full filing fee, unless the prisoner is in imminent danger of serious bodily injury.

4. Under Federal Rule of Civil Procedure 5.2, papers filed with the court, including exhibits or attachments to a complaint, may not contain certain information, which must be modified as follows:

Do not include:

- a full social security number
- a full birth date
- the full name of a minor
- a complete financial account number

Instead, use:

- the last four digits
- the birth year
- the minor's initials
- the last four digits

5. You may, but do not need to, send exhibits, affidavits, grievances, witness statements, or any other materials to the Clerk's Office with this complaint. Any documents you submit *must relate directly to the claims you raise in this lawsuit*. They will become part of the court record and *will not be returned to you*.

I. PLAINTIFF INFORMATION

Brown Maurice A. Name (Last, First, MI) Tony Aliases/Formal Names

359167 Prisoner ID #

Monroe correctional complex, MSU Place of Detention

P.O. Box 7001 Institutional Address

Monroe County, City Washington State 98272 Zip Code

Indicate your status:

- | | |
|---|--|
| <input type="checkbox"/> Pretrial detainee | <input checked="" type="checkbox"/> Convicted and sentenced state prisoner |
| <input type="checkbox"/> Civilly committed detainee | <input type="checkbox"/> Convicted and sentenced federal prisoner |
| <input type="checkbox"/> Immigration detainee | |

II. DEFENDANT INFORMATION

Please list the following information for each defendant. If the correct information is not provided, it could delay or prevent service of the complaint. Make sure that the defendant(s) listed below are identical to those contained in the caption on the first page of the complaint. Attach additional sheets of paper as necessary.

Defendant 1:

KEY, James

Name (Last, First)

AHCC - SUPERINTENDANT

Current Job Title

11919 Sprague Ave

Current Work Address

Airway Heights, Washington

County, City

State

99001

Zip Code

Defendant 2:

MASON, DEAN

Name (Last, First)

WCC - SUPERINTENDANT

Current Job Title

~~P.O. Box 900~~ 2321 W Dayton Rd Airport Rd

Current Work Address

Shelton

County, City

Washington

State

98584

Zip Code

Defendant 3:

WHITE, DAN

Name (Last, First)

MCC, MSU - SUPERINTENDANT

Current Job Title

16700 - 17th Ave SE

Current Work Address

Monroe

County, City

Washington

State

98272

Zip Code

Case NO. 2:22-CV-00828-LK-JRC

III. STATEMENT OF CLAIM(S)

In this section, you must explain what you believe each defendant did to violate your civil rights, and if you know, identify the federal statutory or constitutional right you believe was violated.

If you believe the defendant(s) violated your civil rights in more than one way, explain each violation under a different count. For example, if you believe you received constitutionally inadequate medical care and your religious rights were substantially burdened, include one claim under "Count I" (i.e., medical) and the other claim under "Count II" (i.e., religion).

Number your paragraphs. For example, in Count I, paragraphs should be numbered 1.1, 1.2, 1.3, etc., and in Count II, paragraphs should be numbered 2.1, 2.2, 2.3, etc. The first two paragraphs of each Count have been numbered for you.

If you have more than three counts, attach additional pages and follow the same format for each count.

If you attach documents to support the facts of your claim(s), you must specify which portion of the document(s) (i.e., page and paragraph) you are relying on to support the specific fact(s) of your claim(s). If you do not specify the portion of the supporting document(s), the Court may disregard your document(s).

COUNT I

Identify the first right you believe was violated and by whom:

1.1 8th Amendment Adequate medical care, need -
Deprivation of medical - Rights guaranteed

State the facts of your first claim below. Include all the facts you consider important. Be specific about dates, times, locations, and the names of the people involved. Describe exactly what each specific defendant did or failed to do that caused you injury or violated your rights, and include any other facts that show why you believe what happened was wrong. If you need additional space, you may attach extra sheets.

1.2 on ~~08-2021~~ 08-2021 I request medical care
as to needs & treatment having diabetes, high blood,
and heart medications. I have been denied
And not given my medications having

sent & requested for needs and care/treatment.
 As Plaintiff is to be given proper care &
 medical needs and officials violate procedures
 and that of Adequate care & services policy 600.025,
 600.500, RCW: 4.84.020, 4.84.260
 WAC: 137-28-285 officials Actions put Plaintiff's
 health, welfare, safety in Jeopardy As to RCW: 26.44.020(16)
 officials are liable & Responsible for their actions &
 conduct, violating Plaintiff's Adequate & proper medical
 care/need not getting medications or said
 medical necessities, having needs, concerns, issues.
 And is Improper medical procedures & Denial of
 the medicare / medical Act, & 8th Amendment
 for Adequate medical, Estelle v. Gamble, 429 U.S. 97 (1976),
 and Farmer v. Brennan, 511 U.S. 825 (1994). having a right
 to be free from cruel and unusual punishment & creates
 conditions of confinement. Farmer 511 U.S. 825 114 S. Ct (1994)
 Guarantee of medical 42 U.S.C 1395 (2) - a & 1375 w-114 (B)(1)

State with specificity the injury, harm, or damages you believe you suffered as a result of the events you described above in Count I. Continue to number your paragraphs.

mental & Emotional Distress, Diabetic pain, feet, Ankle
 deprivation of medical treatment, medications,
 left kidney enlarged with pains and complications with out
 treatments Deprivation of rights

Case NO. 2:22-CV-00828-LK-JRC

COUNT II

Identify the second right you believe was violated and by whom:

2.1 14th Amendment Equal protection clause
Disregard to medical / grievance remedy, deprivation

State the facts of your second claim below. Include all the facts you consider important. Be specific about dates, times, locations, and the names of the people involved. Describe exactly what each specific defendant did or failed to do that caused you injury or violated your rights, and include any other facts that show why you believe what happened was wrong. If you need additional space, you may attach extra sheets.

2.2 Defendants did show unfairness and unequal acts
by treating others similarly situated showing
Indifference and it's effects treating others failing to
meet needs of plaintiff. As to Jett v. Penner 439
F.3d 1091, 1096 (9th cir) RCW: 26.09.009,
Policy 630.000, 600.500, 600.050, 600.100,
630.500, 600.025 depriving of rights 18 U.S.C § 242
RCW: 9.91.010 As is unlawful practices & creates
a burden As all equal to belong to citizens
And intent to willfully deprive violate 14th Amendment
Also see Odom v. Williams 74 Wn.2d 714 446
P.2d 335 RCW: 13.04.030 Helling v. McKinney
509 U.S 25 125 L.Ed.2d 22 113 S. Ct 2475
Starr v. Baca 652 F.3d 1202 Brooks v. Berg
276 F.Supp. 2d 302 312.7 Defendants continue &
to leave Plaintiff without action unto medical

Case NO. 2:22-cv-00828-LK-JRC

proper medical care and is unconstitutional

As one can not show a deliberate Indifference
Medicaid Act 42 U.S.C. § 1396(a) see [PL Doc.
mg-1]

State with specificity the injury, harm, or damages you believe you suffered as a result of the events you described above in Count II. Continue to number your paragraphs.

Deprivation of medical care, needs. Emotional

Distress, pain, negligence of medical care, mental
anguish, irreparable harm

COUNT III

Identify the third right you believe was violated and by whom:

3.1 14th & 9th Amendment Due process

Ignoring complaints, Imposing limitations, Deprivation of
Equal rights guaranteed.

State the facts of your third claim below. Include all the facts you consider important. Be specific about dates, times, locations, and the names of the people involved. Describe exactly what each specific defendant did or failed to do that caused you injury or violated your rights, and include any other facts that show why you believe what happened was wrong. If you need additional space, you may attach extra sheets.

3.2 Defendant's did deny, neglect & ignore grievance depriving
of grievance policy & right to be heard to address misconduct
and improper acts/actions. Plaintiffs filed grievances 7-21-21 -
1-12-22 on or about with no proper response and no
remedy. As officials can not ignore complaints when such

Issues are made known, showing intentional indifference such may be considered misconduct under color of law violating RCW 9A.36.080 (1) And grievance policy 310.100, 550.100 As further an agency may not violate constitutional provisions, more over, Defendant's acted within intent to deprive rights & unfairness 18 U.S.C. § 2340) 9A.72.150, WAC 137-28-285, RCW 42.20.040 42 U.S.C. § 3601 72-70.010 art IV (c) U.S. v. Macias 173 F.3d 1213 (9th cir) Defendant's actions more so caused and caused a burden & hinderance And is unconstitutional to deprive such 28 Cien St. E. Rev 301 (1979) City of Cleburn v. Cleburn living etc 473 U.S. 432 105 S. Ct. 3249 87 L.Ed.2d 313 Further more, As to Due process violations it is stated "Dent v. West Virginia 129 U.S. 114 9 Sup. Ct. 231 14th Amendment, onto deciding that "NO state" SHALL Deny ANY person within it's Jurisdiction the Equal (See PL Pg 8A) State with specificity the injury, harm, or damages you believe you suffered as a result of the events you described above in Count III. Continue to number your paragraphs.

wrong doings leaving in pain, unnecessary need of inflicted diabetic pain, leg pain, cramps, disregard to conditions of confinement, violation of due process/needs, Irreparable harm,

Case NO. 2:22-cv-00828-LK-JRC

IV. RELIEF

State exactly what you want the Court to do for you. For example, you may be seeking money damages from an individual defendant, you may want the Court to order a defendant to do something or to stop doing something, or you may want both kinds of relief. Make no legal arguments. Cite no cases or statutes.

seeking such relief as to all costs incurred with
this litigation, And any relief, costs, money,
the court deems & finds acceptable. \$18-\$35,000
for negligence, seeking Adequate medical care/treatment

V. SIGNATURE

By signing this complaint, you represent to the Court that you believe the facts alleged to be true to the best of your knowledge, that you believe those facts show a violation of law, and that you are not filing this complaint to harass another person or for any other improper purpose.

10-14-2022
Dated

Maurice Brown
Plaintiff's Signature

Attached

Additional claims / Grounds

Defendant's did violate & show unconcern & Disregards unto Plaintiff's claim and medical needs, Neglecting & Ignoring grievances for proper medical needs & care. Such neglect and lack of applicable procedures & process, violates adequate medical care and is unreasonable actions. Not only does it violate WDOC policy 600.000, 600.500, 600.025 but is unlawful as to 8th Amendment rights for adequate medical need being deprived of fair right. See Also [PL Doc - MG-1]

Such deprivation imposes a burden & effects Daily Activities of Plaintiff further causing unnecessary pain, suffering, sleeplessness, Being untreated, which Defendant's caused mental & Emotional physical pain & Distress not providing medical care / treatment, which is against policy & RCW: 72.10.005, 9A.36.080,

Further violating statutes, Regulations, And civil laws, statutes, And constitutional rights of Plaintiff, As to 8th Amendment.

Additional Claims / Grounds

Plaintiff's Disregard unto Grievances by Defendants for medical care, Need & Access violater Plaintiff's right for fairness & Due process; which Plaintiff brings to this respectfully said court for redress of grievances exhausting remedies as to that of PLRA a requirement unto & for remedy.

Defendants Are liable & responsible to & for their actions, knowingly & Intentionally causing Indifference / Interference unto plaintiff's requests. RCW: 72.70.010 49.60.030 (2) Estelle 429 U.S. 97 S. Ct 285 50 L. Ed. 2d 251 (1979) Vis. v. Rainer 327 U.S. 17 25-26 80 S. Ct 519 524-25 4 L. Ed. 2d 524 RCW: 9A.00.010

Additional claims/ Grounds

Plaintiff's Due process was violated when Defendants failed to adhere & answer said grievances properly ignoring that unto medical need & care having been documented by medical previously, [see PL Doc- MG-1] And is improper per WROC policy for grievance procedure & Remedy, violating further WAC 137-28-205, 246-919-640,

Due process is more so violated if the retroactive application of a statute deprives of an invested right. Also see, Lynch v. United States 292 U.S. 571, 576-80, 78 L.Ed. 1434 54 S. Ct 840 (1934)

Any official who ignores a complaint violates the 8th Amendment this is well Established see, Morales-Feliciano v. Rullan 378 F.3d 42, 54-55 (1st Cir)

15 U.S.C. § 45 (1) allows authorization for civil penalties against those who violate orders and to grant injunctions As appropriate.

Additional Claims / Grounds

this respectfully said court has subject matter jurisdiction to these claims pursuant to 28 U.S.C. § 3626

Defendant's carried out duties acting out in violation of policies, state laws, statutes & Regulations. Further treating one unfairly & is a act of deliberate indifference causing a burden and creating a conditions of confinement by ignoring requests & medical treatment.

more over, violates the Americans w/ Disabilities Act. 42 U.S.C. § 12101 title II ADA As Defendant's continue to act within disregards and creates a unjustifiable health risk.

A deprivation from accepted standards. Penal code § 2.02 (2) (C) Also see, Voisine v. U.S. 579 U.S. 686, 136 S. Ct 2272 195 L.Ed.2d 736, 743 (2016)

Defendant's fail and improperly neglect & deny, Plaintiff's medical, failing to respond As to such. Powe v. Ennis 177 F.3d 395, 394 (5th Cir 1999) Plaintiff Tried to Exhaust by grievances as defendants failed to respond. Foult v. Charrier 262 F.3d 687, 688)

Case NO. 2:22-cv-00828-LK-JRC

Additional Claims/ Grounds

"Prisoners are Entitled to Adequate medical care & prison officials may be held liable failing to provide such care. Estate 429 U.S. 97 S. Ct 285, 50 L.Ed.2d 251 (1979) A prisoner must rely on officials to treat their medical needs, [Id. at 429 U.S. at 109] And since the 8th Amendment is concerned with protecting prisoners from needless pain & suffering [which plaintiff suffers see PL Doc-MG-1] officials / defendants are liable under federal law for failing in their duty to prevent the same. Also see, Bell v. Wolfish, 411 U.S. 520, 99 S. Ct 1861, 60 L.Ed.2d 477 (1979) Gregg v. Georgia 428 U.S. 153, 173, 183 S. Ct 2909, 2925 49 L.Ed.2d 859 (1976)

Plaintiff seeks to recover conduct of defendants actions by their misconduct causing Intentional Emotional distress as defendants can not cause distress or threaten mental sanity well being, which defendants clearly did & have shown RCW: 49.60-030 (2) And is Unlawful & violative unto RCW, statutes & federal statute, Regulations.

Case No: ~~00828~~

2:22-cv-00828-LK-JRC

Additional Claims / Grounds

Plaintiff seeks relief unto such pursuant to
 RCW: 49.60.030, 42 U.S.C. 1983/1985/
 1986) & such Authorized by punitive,
 Injunction, declaratory And 28 U.S.C § 2203,
 28 U.S.C. § 2201, 2202, 1331 & 1343 (2) (3)

Plaintiff asks & seeks unto said relief &
 for deprivation, denying of medical, All
 costs associated by this litigation and
 any relief costs this respectfully said
 court finds & deems acceptable.

As 15 U.S.C § 45 (1) 43 U.S.C. § 1229 (11)

42 U.S.C. § 1988 PLRA 1995

RCW: 49.60.030 (2) Allows for suit

and Authorizes suit for misconduct

Also see Swift v. Lewis 901 F.2d 730

9th cir 1990)

RCW: 7.24.020, 29.65.020

Defendant's Neglecting health & welfare putting
 in Jeopardy RCW: 26.44.02 (16) 26.44.020 (12)
 & RCW: 7.24.020 Also see, U.S. v.
marlef 123 S.3d 1213)

Respectfully,

Maurice Brown

Maurice Brown

Dated this 14 day of Oct, 2022

Case No. 2:22-cv-00828-LK-JRC

Attached

Plaintiff: Has further tried to exhaust remedy and settle by grievance policies w/ doc 550.100 & 310.100 As Defendant's disregarded, ignored & neglected such complaints more over the fact medical knew of medical issues & concerns, needs. Thus reason for said complaint of civil rights / litigation.

Article VII E 1 As unto such; Provides that if a grievance CANNOT be amicably settled in accordance with the out lined procedures, the grievance may be submitted to arbitration, Arbitration is the exclusive remedy - Article VIII E 10 specifically & expressly provides that litigation or other contest of the subject matter of the grievance in any court or other available. Forum shall constitute an election of remedies - A grievance is narrowly defined Article VII B as a claim by any that terms / policies. And so forth have been violated or that a dispute exists concerning proper application.

Case NO. 2:22-cv-00828-LK-JRC

Defendants / officials should & Are to Act & operate in a Efficient & Effective manner per RCW: 43.19.003, 4.16.080 (3), 49.60.180, 9A.80.010, 49.60.210. As to unfavorable & unequal acts of Defendants.

Defendants actions of denying & hindering medical & grievances is improper not only violating policy, But state & federal laws, rules, statutes & Regulations at the same time giving rise to interference & Intentional Indifference. As a agencies Regulations CANNOT Legitimize violation of constitutional Statutory rights, see, U.S. v. Macle 173 F.3d 1213 (9th cir) 8th Amendment.

more over, officials who ignore a complaint see [PL Doc - MG-1] violate the 8th Amendment this is well & clearly Established. Also see, Morales-Feliciano v. Rullan 376 F.3d 42, 54-55 (1st cir) 18 U.S.C. § 3626 28 U.S.C. § 1246 U.S. v. Karr 928 F.2d 1138) Powe v. Ennis 177 F.3d U.S. Appl.) Watson v. Carter 668 F.3d 1108, 11147

2017

Case NO. 2:22-cv-00828-LK-JRC

Purpose of a grievance is to make officials aware of issues, misconduct to seek remedy unto & by officials. As to prisoners unto policy 550.100, 310.100, 100.500 WAC: 137-28-285 Also see purpose of Grievances Johnson v. Johnson 385 f.3d 503, 522 (5th cir) U.S. v. Powell 564 f.2d 256 98 1449, 1435 U.S. 904 55, 61 142) Brodheim v. Cry 584 f.3d 1262, 1296)

Defendant's violated such As to Due Process Imposing limitations & Depriving Plaintiffs the Equal protection of policies & laws. RCW: 72-01.060, 43.01.125 Also see; Dent v. West Virginia 129 U.S. 114, 9 sup ct. 231 the 14th Amendment of the constitution, In deciding that "No state" shall deny ANY person within it's Jurisdiction the Equal protection of the law; "which defendants Plainly & clearly did," cause limitations upon the exercise of all the powers of the state, which can touch the individual or his/her property. * whatever the state may do It CANNOT deprive anyone within it's Jurisdiction the equal protection of the laws. And Equal Protection of the laws is meant "Equal security" under them to everyone under similar terms. (The prevention from wrongs & like circumstances, Due Process) Windsor v. McVeigh 93 U.S. 274, 277) Helling v. McKinney 509 U.S. 25 125 L.Ed.2d 22 113 S. Ct. 2475)

Case NO. 2:22-cv-00828-LK-JRC

Defendants Actions cause Emotional Distress creating a
conditions of confinement section 14 Also see,
Farmer v. Brennan 511 U.S. 825, 832 114 S. Ct 1970
126 L.Ed.2d 811 (1994) Kelly v. McGinnis 899 F.2d
612 616-17 (7th Cir 1990) Kumar v. Gate
Gourveet INC. 180 Wn.2d 481

Defendants facts of the failure to consider factors in
favor of response establishes cruel & Infliction of
pain Prohibited by 8th Amendment Farmer 511 U.S.
825 114 S. Ct (1994)
Beers - Capitol v. Whetzel 256 F.3d at 133
Carnell v. Grimm 872 F.supp. 746 755 (9th Cir)

Plaintiff further Adds Conclusion unto these sanctions
being totally without penological Justification that it
Results in Gratuitous suffering Gregg v. Georgia 428
U.S. 153, 173, 183 S. Ct 2909 2925 49 L.Ed.2d 859
(1976)

Case No. 2:22-cv-00828-LK-JRC

Defendant(s) Are liable & such litigation is proper
 As to Defendants deprivation of civil rights to
 Plaintiff; Liable & causes; see Act 42 U.S.C. §
 1981-88 The first which 42 U.S.C. § 1983 reads in
 part. Every person who under color Any statute,
 ordinance, regulation, custom or usage of Any state or
 Territory, subjects or causes to be subjected Any
 citizen of the United States... To the Deprivation of Any
 Rights, privileges or immunity secured by the constitution
 & Laws. Shall be liable to the party [Plaintiff]
 injured in an action at law. "Defendants ignoring &
 neglecting medical needs & care / Grievances." Plaintiff
 unto suit allowed by actions & for proper proceeding
 for action / suit / claim. Jeff v. Penner 439
 f.3d 1091, 1096 (9th cir) [PL Doc MG-1]
Lewis v. Washington 300 f.3d 829, 833)
Hafer v. Malo 502 U.S. 21 116 L.Ed.2d 301, 112
 S. Ct 358) Washington v. Udall 417 f.2d
 1310 1314 (9th cir)

Plaintiff seeks & Asks for relief as to such & that
 stated on pg 15 And that of proper & Adequate
 medical care, or release, & 25,000 As
 Defendants did & caused deprivation, limitation &
 emotional distress & pain & suffering.

Case NO. 2:22-cv-00828-LK-JRC

Plaintiff properly & Respectfully Ask for said relief and for redress, this court having subject matter Jurisdiction to honor & correct such matters & errors, Negligence of & by Defendants. As Defendants violate further unto 18 U.S.C. § 2340 18 U.S.C. § 242 As such suit is Authorized per state & federal, civil rights.

Respectfully submitted: Maurice A. Brown

this 14 day of October 2022

Case No. 2:22-cv-00828-LK-JRC

PL DOC PG 8A

Protection of the law, Imposes a limitation upon the exercise of all the powers of the state which can touch the individual or his/her property. * whatever The State may do it CANNOT deprive anyone within its jurisdiction the equal protection of the laws. And equal protection of the law is meant "equal security" under them to everyone under similar terms (the prevention from wrongs & like circumstances Due process).

Also see, Windsor v. McVeigh 93 U.S. 274, 277
Batsopin v. Hale, Havez v. Elliot
Helling v. McKinney 509 U.S. 25 125 L.Ed.2d 22
 113 S. Ct 2475 Rcvr 72-01-060, 43.01.125

Defendant's Are Responsible And did deprive rights of plaintiff.

Plaintiff Asking & Seeking Relief unto such denial unto Grievances & proper/ Adequate medical which statute And policies Allow seeking relief unto & by the injury's of suffering & neglect, cruel & unusual punishment.

Plaintiff Respectfully asks, ~~the~~

This court to declare that which is unconstitutional & for all costs, Declaratory, punitive, Injunctive. As to to that as to 28 U.S.C § 2203 PLRA 1995 As such burdens are unconstitutional.

on a returned medical kite of 08-26-2022
 I was informed by LPN L. Ryder that she had
 had all my medication from AHCC have arrived
 at that IMU property of MCC and that a Am
 Seargent will issue them to me the following
 08-27-2022 morning, I will not receive them,
 on grievance NO. 22763030 of my not receiving
 any 08-29-2022 am medications, As I will not
 receive KOP's not all medication until approx-
 imately 09-17-2022 of MCC, MSU, Grievance
 accepted on 09-16-2022 by Resolutionist-
 stenole.

Attachment from Page #1 on **DEFENDANTS**
 Attached from Pg. #1

- #4. Superintendant of MCC, MSU - **DAN WHITE** / 11.) J. Michaelis of AHCC Resolutionist
- #5. CSII of WCC, Allenbach, Martin
- #6. CSII of WCC, Amber Roberts
- #7. LPN L. Ryder of MCC, IMU
- #8. Grievance Resolutionist of AHCC J. Opatz
- #9. CSII Bouscher of AHCC
- #10. Patrick Strand of AHCC resolutionist

On an MCC, MSU response grievance NO. 22763030 dated 10/13/2022 by CS2 L. Stemler stating that I was without my Jardiance diabetic medication and my Atorvastatin for 203 days and that MODA issuing of these medications was in effect and I will receive all medication on the 29th day of 08, 2022, I will not receive this meds of 08-29-2022 nor will I get my KOP meds from on 09-02-2022, I will receive my Atcc medication on about 9/18/2022 from MSU medical department.

Sometime ⁱⁿ ~~during~~ the months August through December 2019 of the Seattle King County Jail while incarcerated there there toxic tapp water I was drank while during my stay in there infirmary where the facility needed to hand out bottled water. Sometime during the months of Feb through

December 2020 I was drinking toxic running water while in the same unit of ARJC - Regional Justice Center Jail where they had to give us bottle water.

During the months of Sept 2021 and ~~through~~ off and on through the months of April 2022 I was drinking toxic water in the R-B unit ~~R~~-unit and the Gym and T-units where the Atcc facility will supply us off and on bottled water, where I am several

times sick, filing complaints on chest pains, migraines
with flu like symptoms at this Airway Heights facility, I
believe that these 3 different facility may have played
a role in my having kidney cancer, and further
more will answer the facts of why it was
extremely difficult to seek help from the AHCC
medical staff, and where it would take ombuds to
step in to secure extremely needed medical help
and diagnosis from out side of AHCC medical.

OTHER ADDRESSES AHCC P.O. Box 2049 Airway Heights
99001 • Washington Correctional Center P.O. Box
900 Shelton, WA 98584.

Maurice Bauer
Dated this 16 day of October, 2022

MEDICAL NEGLIGENCE, MALPRACTICE

This letter speaks of a brief description of the medical neglect on the part of Washington State DOC - Department of Corrections and of its Filiated Facilities - WCC, AHC & MCC-MSU, where on 07/09/2021 I've arrived at WCC with my personal c-pap machine, I'm put in R-1 unit for covid monitoring with other cell mates, writing grievance in fear of catching covid and for being denied my personal c-pap machine for the ten days I'm there, next I'm transferred to R-3 unit for over another ten days or so with out my c-pap and again with other inmates, writing more grievances for again being without my c-pap and sharing rooms with ~~covid~~ other inmates where in both R-1 & R-3 units I will need to call medical emergencies on shortness of breath, chest pains and severe Sear thought for what I believe being denied my c-pap, over weight and possible having catching covid. Grievances and medical kites came back with 3 different staff members given several different reasons to why they kept my c-pap machine and that Head Quarters were responsible for where I'm housed, And that there were no plug in for my machine, that my machine may have had an air born virus, and that I needed a sleep study done prior to getting my machine back, At this very same WCC facility during my intake medical exam a doctor. Rodakoski informed me of my having some issues with my kidneys but that it's nothing to worry about, Prior to leaving Dr. Rodakoski office he informed me that I should think about getting a last will intestment.

MEDICAL NEGLIGENCE, MALPRACTICE

On or about 08/10/2021 I arrived at Airway Heights Correctional Center - AHCC where on 08-13-2021 a co-correctional officer stopped me on the way to lunch after my have just taken a large dose of insulin and informed me that I'm to returned to my unit. After explaining to him of taking insulin and needing to eat he'd informed me that I will not be eating and to return to my R-B unit.

I'd informed the COS of my unit and wrote a letter to the Captain whom informed me after a couple of weeks of not being able to locate this particular CO and the grievances that follow will not be answered, then answered for rewrite and denied for being late, I'm writing grievances in this same Aug 2021 month for fear of covid three men to the R-B so housing in in, I wrote grievance in late August or early Sept 2021 for a nurse coming to my R-B so housing forcing me to sign a form I'd refused several times to not wanting to sign it, wrote on the form I did not agree with it of relieving AHCC of responsibilities when it came to my organs and organ failure for not taking my insulin as it ready (From this point on I'd kept my A-1c at a 7.8 and below with diet and exercise after that August 2022 month refusing verbally and by letter I will never take insulin again while in the custody of DOC as there were a different incident where a CO would not allow me to take, or go to my insulin call out while the investigation on the CO that did not

2 of 8

allow me to eat was allegedly still in progress, and the only other incident with an insulin issue was in the King County JRC Jail where a nurse gave me 72 units of fast acting insulin almost costing me my life when it should have been slow acting insulin to last an entire day.

Now here in the months of Sept, Oct, Nov, ²⁰²¹ and on I've been sending in medical notes, filing medical emergencies, emergency grievances on severe kidney pains with some return notes and notes and grievance unanswered ~~all~~ in the months of September - January 2021, ~~2022~~ of this January, these grievances and medical emergencies grievances included AHCC denied me all my medication for Heart failure, diabetes, High Blood Pressure and other serious medical need where for over a month AHCC Jan - Feb 2022 refused to supply me with my blood pressure medications, causing me to call a medical emergency on the night of 10/14/22 of R-A Unit around 10pm for severe migraines, chest pains & nausea nurses came and check vitals several times showing High blood pressure each time the taller slim nurse, leading nurse informed the two

Correctional Officers on duty to put me back in my cell once I refused this same nurse instructed the CO's to put me in isolation - the hole for refusing to cell in, This nurse took me to medical check my blood sugar three more times and the last time she informed the CO's my blood Pressure was good and to put me in the hole, The very next morning a nurse came to the hole and checked my blood Pressure that read High, the CUS of R-unit came and pulled me out the hole, stating that I did not suppose to be there, and had me taken out the hole later that same or next day.

The Grievance coordinators - Tim Taylor - responded to me on 02-23-2022 case being resolved on receiving my medications, on 03/18/2022 Tim Taylor response to my appeal on the 02/23/2022 was grievance being reviewed at level one on not receiving my meds, being sick and thrown in the hole. on about 09-2022 I'm taken to an out side CT-scan on my kidneys for the severe kidney pains and informed that I did not have kidney stones by the doctor that ordered the scanning to be done at this Spokane Hospital, J Michaelis RN C52 responded on 10-21-21 grievance that appeal paper

work was being prepared.

On Grievance number 21737124, RN3 csa Jaci Michaelis responded addressing four issues dating 09/28/2021, where each and every one of these issues will be ongoing from that point, particularly, J. Michaelis stated that I am responsible for my own health in feeding myself after taking insulin that my kidney test was given shown I have no kidney stones and that I control the intake of my own medications, I was not receiving, as well as other issues.

On grievance number 21737124. Same as above, Resolution Specialist Patrick Strand responded on 10/29/2021 level B II informing me of health M&R McIntyre investigation, and the time I'd meet with McIntyre on Jan 11, 2022 where he have verbally addressed almost every issue I'm having and the upcoming appointments, this grievance included a Oct 26, 2021 appointment I allegedly did not show, however that appointment amount others will be cancelled on the very day on the appointment day, It informed me that I wrote to many medical notes in a short period of time.

Tim Taylor responded on Grievance No. 22749693 of 04/07/22 at a level B of my being denied medication for serious

medical needs, where I explained were as of life threatening and that being denied my CPAP machine in addition for two months I felt was ~~life~~ wrong and on purpose.

On an emergency grievance response from J. opatz RN2 undated and with out a grievance No. on my concerns I dated 07/05/2022 of kidney pains as severe and medications being withheld for over two weeks ~~again~~ for serious medical needs all with out any responses to the several medical requests,

On 07/07/2022 I recieved a response from resolutionist - J. opatz on my 07/06/2022 emergency grievance for severe kidney pains with pressure and bloating in my left side, stating that labs & tests have been reviewed with me, And that they do not feel that I have a threat to life or health.

On 07-07-2022 Resolutionist - J. opatz response on ^{my} emergency grievance of 07-07-2022 with out grievance No. stating that it is not consider and emergency on life or health going with out my medications, on heart failure, diabetes, High blood Pressure, and that my medications has just made it m, But needed to be checked in before I can receive.

On or about 08-18-2022 a AHCC provider came to my R-B unit and in a room next to the sergeant's office informed me that my C T-Scan came back from a few week prior shown that ~~there~~ a tumor I'd, unknowingly had a year ago on my kidney has turned cancer -

and that an appointment will be set up for a specialist. today is 10-08-2022 and I have yet to see a specialist on

My kidney issues.

On 08-25-2022 Early Morning I'm transferred to MCC, IMU arriving on the 08-26-2022 with out any of my medications withheld by AHCC along with over 7,000 pages of legal materials with dead lines and all other personal items, The AHCC Co that morning Prior to ~~my~~ leaving took my meds before leaving R-B unit, then gave them right back where at intake right before loading the bus the medications were confiscated, where in the hole here at MCC, IMU I will get partial medications that was available, And despite of a medical return kate from MCC, I'm a nurse of her assuring me I will receive my AHCC meds by 08-28-2022, I will not receive all medications and OR AHCC medications ~~until~~ until 09-17-2022 approximately.

I'm informed by Provider - Bow here in MCC, MSU that she'd reviewed my charts and that it do appear that I have cancer of the kidneys and that my appointment is pushed out in the week of 09-24-2022 Provider - Bow informed me of my needing to take a urine test, and on the spot MS. Bow will have available medication for what she'd informed me was for an infection and High Sugars levels in my urine, and mentioned about me needing to take Insulene. I felt and felt something super horrible is going on. In the week of 10-01-2022 a new provider here in MCC, MSU informed me I did not need a second opren on the sugar levels in my urine and my needing Insulene as this Provider - ASKIA DAVIS has also informed me of needing, where I have

Just filed an emergency grievance 3 days prior from being tested a 2nd time here in MCC, MSU medical where they said my urine levels show high sugar levels. In this emergency grievance I informed them of needing outside options and testing, I also ask to check my own sugar level requesting a Glucos meter for the third time where again I'm denied, along with the emergency grievance.

I am in great fear of losing my life to this kidney

cancer I know was hidden from me, that AACC was doing everything not to provide me medical attentions, The medications that I was begging for, not to mention all this time of taking large doses of insulin for two of the years of being incarcerated and the next year and a half I controlled it on oral medications, diet and exercise

However even while suffering from covid on my 01-19-1967 Birth date in the N-A unit of AACC they held back my medications and brought me insulin, I'd refused, I feel there is great ill will in negligence to cause me a bodily harm that has mentally fucked me up, I am asking for help in a matter that is virtually out of my control as I am incarcerated, needing DOC to sustain life.

Prints: Maurice A. Brown

Signs: Maurice A. Brown

Dated - 10-14-2022

DAMAGES AND DEMANDS

Case NO. 2:22-cv-00828-LK-JRC

10-14-2022

Maurice Brown

Sense my 07-09-2021 entry into the Department of Corrections up until this 10-14-2022 day. I have been medically deprived, mistreated causing me physical and extremely emotional distress, that was in fact preventable, where through multiple medical kites, grievances, emergency's grievance and medical calls, crying out for help as I suffered from severe kidney pains, chest and breathing issues, extreme migraines from being denied medications for serious health needs for weeks and months at a time, being denied my personal C-Pap machine, flat out denied medical emergency's for serious illnesses and severe pain, forced to sign documents relieving Atcc of all responsibilities when it came to my organs and organs failures, catching Covid against my will and request to a single man room, I've been restricted from eating after taking a large dose of insulin, I've been restricted from taking insulin, I am denied outside Doc medical attention and test needing ombuds assistance, Learning of a year old ~~kidney~~ unknown kidney tumor on my right kidney. appearing to now be cancer with a wateris blister attached to it, where in 08/2021 ER found the left kidney lesion from a CT scan but ruled that no further follow up was necessary, (I was only told that there was a spot showing by Provider-Rodaskoski of WCC) But that I should consider getting a last

DAMAGES AND DEDIMES

Case NO. 2:22-cv-00828-LK-JRC

Will intestment, and I will be ask to leave his WCC office prior to his completing my 07/2021 medical exam on me there at the WCC Shelton Facility.

IF I am to put a number on Damages, And I will, I will ask that ~~What~~ would the person or persons responsible, at fault for these cruel and unusual treatments, punishments do to avoid possibily loosing there lives, and or what amount of money they would ask for, or is it better not to suffer, not to be termally ill.

As I fill there is no money amount that can be put on cruelty or the value of life, I will ask for one million dollars \$1,000,000 per every month I've spent in the Department of corrections - AHCC, WCC and here at MCC - MSU, And X3 for any and all future medical visits, Hospitalizations. And for lack of care, for the denial of care I in addition ask that the Spectro staff, more meintyre of AHCC be replaced immediately, RN CSU Bouscher is fired, the nurse of the Feb 14, 2022 fired, the nurse that forced the Aug 12021 Signature have some refreshment in training, and managements of AHCC be investigated by out side the Doc. Investigators, Federally investigated. WCC - CSU Amber Roberts needs completely Retrained Provider, Roda Koski needs to be suspended until a full and complete out side investigation is completed on him, The Superintendent of all three facilities needs to do re-evaluation and investigation of staff CO's and medical.

On complaint Form No. 21735906 of the Dept of DOC - WCC-Shelton Facility, Response Grievance

From CSII Amber Roberts dated 07-30-2021, where on this actual grievance it spoke ~~on~~ a return medical kite from Amber Roberts stating to me that being without my C-Pap for a couple of week was not going to kill me, Ms. Roberts further stated to me

that I was housed in R-1 after R-3 Because of a keep away ^{separate policy,} from someone else inmate - Booker

Whom him and I had disagreements with Covid concerns

but no confrontations, on grievance No. 21735463 Return by Amber Roberts on 07/23/21 stating housing is only done by HQ because of a classification

act. IN the early months of 2022 counster Aude called me

in to his AHCC office of R-B unit on a conference call

from a WCC Representative asking me how I wanted to

resolve the issues in the grievance I have during my stay

there at WCC, I'd informed her-WCC staff that my grievance

spoke of Amber Roberts and other being completely restrained

and that I should be financially compensated, The WCC

grievance also spoke of my being better treated medically, that I be transferred to a facility that will better equipped to treat me for my medical conditions. This will not be done.

I arrived at WCC on or about 07-09-2021 where on 07-28-2021, I filed a grievance, No. 21735903 for WCC not allowing me my personal C-Pap machine. in my R-3 GI unit where I'm housed, I will call for medical emergencies for shortness of breath, chest pains &

extremely soar throat, on 07-30-2021 CSII - Roberts response was that I will be moved to a different

location where I will receive my C-Pap with a plug in location, as I was without one, Ms. Roberts furthered stated that they appreciate my patience of going with out it in the last few weeks.

On grievance No. 21735462 of WCC CSII - Roberts informed me on 03-07-2022 while at AHCC that I

may appeal a decision, ^{but} ~~that~~ a Martin Allenbaugh of WCC - CSII, ^{said} that my C-Pap could not be delivered because of a sleep study needing to be done by

~~stating there records show is being~~ 07-20-2021.

As indicated on grievance form No. 21735462 on returned date 04-14-2022 that I will not need the sleep study and will received my C-Pap,

However after the 10 day covid correntine of R-3 unit of WCC I will be transferred to R-1 unit for another 10 or 20 days, During this time Nuss

Roberts - CSII informed me that being with out my C-Pap for a few weeks is not going to kill me.

Facility
WCC

R-1 unit on 08-25-2021 of WCC on grievance No. 21736259
CSII Allenbaugh response to my ~~now to my~~ ^{Not} receiving
my personal c-pap machine, now in R-6 unit where
the issues with receiving my medications will cause
me to call a medical emergency, as instructed to be
taken to medical to receive medications.

on a 07-26-2021 response to grievance No. 21735463
CSII - Roberts informed me that Head Quarter is respon-
sible for housing placement in my concerns on being housed
with unvaccinated inmates, that in fact informed me of
not believing in it's ability to harm anyone, but that
WCC has no jurisdictions on where inmates are housed,
so in my grievance to not being allowed to have my
C-Pap allegedly because of outlets are not available, And
I am moved from R-3 unit-COVID 10 day monitoring
with no plug in outlet, to R-1 unit for addition 10 or so
days with no outlets for my C-Pap, I am having issues
breathing, chest pains, again having to see medical help,
medical emergencies, on grievance number. 21735906
CSII Roberts wrote that Hsm +1 carlson have
arranged for me to be moved to R-6 where I can
plug in my C-Pap machine that they will let me have.
on 07-30-2021, I will not see this machine on this date.

Facility
WCC

During my one month stay at WCC - Shelton four medical emergencies, three for complication in breathing, chest pains and soar throats, an lack of medications. I am given three different reasons by four different WCC staff as to why my c-pap machine was kept away from me, on or about 04-2022 counster - RUD E OF AHCC called me in to his office where a representative from WCC spoke with about concern in resolving the issues at my grievancees I'd filed there in regards to my c-pap being kept away from me, this female representative informed me that in fact

When I was transferred from R-3 I should have been transferred to a unit where I could have used my Personal c-pap machine but that she did not have any answers to why they would do that.

These unprovoked act against me has caused me physical and emotional harm and despite of the medical emergencies numerous Kites and medical Kites I will not receive my c-Pap, I will not be transferred to a suitable unit to used the c-pap, NOR to accomodate the issues I was having with my knees and ankles with the every day stairs I was forced to climb. there were

grievance I filed at AHCC as to a co - Richardson Per- forming the Unauthorized Room Searches on me, and removing grievance and legal mail have will never get back.